

[Submitting counsel below]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

**IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION**

No. 3:23-md-03084-CRB

**DECLARATION OF ROOPAL P.
LUHANA, ESQ. IN SUPPORT OF
PLAINTIFFS' OPPOSITION TO
DEFENDANTS' ADMINISTRATIVE
MOTION FOR ORDER ESTABLISHING
COMMON FACT DISCOVERY CUT-OFF**

This Document Relates to:

All Cases

Judge: Hon. Charles R. Breyer
Courtroom: 6 – 17th Floor

I, Roopal P. Luhana, declare and state as follows:

1. I am an attorney in the law firm of Chaffin Luhana LLP, appointed Co-Lead counsel for Plaintiffs in the above-captioned Multi-District Litigation. I am a member of the State Bar of New York and am admitted pro hac vice to practice before this Court. I make this declaration based on my own personal knowledge. If called upon to testify, I could and would testify competently to the truth of the matters stated herein.

2. I submit this Declaration in support of Plaintiffs' response in opposition to Defendants Uber Technologies, Inc., Rasier, LLC, and Rasier-CA, LLC's ("Defendants" or "Uber") motion seeking a November 14, 2025 MDL-wide common fact discovery cut-off.

3. In conjunction with the October 14, 2025 continued Rule 30(b)(6) deposition of Sunny Wong concerning S-RAD, Plaintiffs requested additional information about Uber's supply plan retention policy and S-RAD percentiles, which Uber has not produced.

1 4. During the November 7, 2025 30(b)(6) deposition of Todd Gaddis regarding
2 “Flack” data systems, Plaintiffs learned for the first time of new and previously undisclosed data
3 sources which contain data about every trip Uber sold. This data was not previously identified or
4 produced despite being directly responsive to discovery requests about driver supply and trips on
5 the Uber platform and is directly relevant to core issues in this litigation, including regarding
6 alternative drivers that Uber could have sent to each plaintiff.

7 5. Plaintiffs requested supplementation regarding women to women matching
8 (“W2W”) on October 6, 2025, covering December 1, 2024 through October 1, 2025.

9 6. On October 28, 2025, Uber agreed to conduct custodial collections for several key
10 individuals involved in the program and to produce responsive documents on a rolling basis. Uber
11 also represented that W2W materials were being collected and that responsive documents would
12 be produced on a rolling basis beginning in early December.

13 7. In October and November 2025, Special Master Jones determined that over 100
14 documents Uber withheld or attempted to clawback as privileged were not privileged or over-
15 redacted and must be produced.

16 8. Defendants clawed back additional documents on November 24, 2025.

17 9. Upon information and belief, at least 84 cases have been filed in this MDL with
18 sexual assault incident dates in 2025, with 25 such 2025 incident cases filed since August 2025.

19 10. Plaintiffs have outstanding subpoenas to Lyft seeking documents concerning
20 sexual-assault incidents and related complaints involving subject drivers (many of whom operate
21 on both the Uber and Lyft platforms).

22 11. Plaintiffs are continuing to work with Checkr to obtain information that was not
23 previously produced in response to subpoenas.

24
25 I declare under penalty of perjury that the foregoing is true and correct. Executed on
26 November 25, 2025, in Brooklyn, New York.

27 /s/ Roopal P. Luhana
28 Roopal P. Luhana